

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chair Kerry White, on February 17, 2017 at 3:00 PM, in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Kerry White, Chair (R)
Rep. Zach Brown, Vice Chair (D)
Rep. Theresa Manzella, Vice Chair (R)
Rep. Kim Abbott (D)
Rep. Bob Brown (R)
Rep. Willis Curdy (D)
Rep. Ross H. Fitzgerald (R)
Rep. John Fleming (D)
Rep. Kelly Flynn (R)
Rep. Wylie Galt (R)
Rep. Steve Gunderson (R)
Rep. Dale Mortensen (R)
Rep. Jonathan Windy Boy (D)

Members Excused: Rep. Virginia Court (D)
Rep. Mark Noland (R)

Members Absent: None

Staff Present: Lexi Goble, Committee Secretary
Joe Kolman, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 460, 2/13/2017
Executive Action: HB 360, HB 368, HB 424, HB 432, HB 433, HB 54

HEARING ON HB 460

Opening Statement by Sponsor:

00:01:27 Rep. Ross Fitzgerald (R), HD 17, opened the hearing on HB 460, Allowing use of fire suppression funds for workers compensation.

Proponents' Testimony:

00:04:41 Leonard Lundby, Montana Fire Alliance
 00:07:49 Rep. Court joined the meeting
 00:07:50 Harold Blattie, Montana Association of Counties (MACo)
 00:10:53 Audrey Walleser, Self
 00:14:08 Rep. Noland joined the meeting

Opponents' Testimony:

00:15:15 Richard Grady, Self

[EXHIBIT\(nah35a01\)](#)

Informational Testimony:

00:19:41 Kevin Brawn, Montana State Fund
 00:19:56 Bob Harrington, Department of Natural Resources and Conservation (DNRC)

Questions from Committee Members and Responses:

00:20:21 Rep. Gunderson
 00:20:49 Rep. Fitzgerald
 00:20:58 Kevin Brawn, MSF
 00:21:34 Rep. Flynn
 00:22:17 Kevin Brawn, MSF
 00:23:05 Rep. Flynn
 00:23:16 Keven Brawn, MSF
 00:23:43 Rep. Flynn
 00:24:03 Kevin Brawn, MSF
 00:24:34 Rep. Fleming
 00:25:04 Audrey Walleser, Self
 00:25:25 Rep. Fleming
 00:25:28 Audrey Walleser, Self
 00:26:36 Rep. Z. Brown
 00:27:19 Bob Harrington, DNRC
 00:27:54 Rep. Z. Brown
 00:28:05 Bob Harrington, DNRC
 00:28:15 Rep. B. Brown
 00:28:44 Kevin Brawn, MSF
 00:28:54 Rep. B. Brown
 00:29:06 Kevin Brawn, MSF
 00:29:24 Rep. B. Brown
 00:30:20 Leonard Lundby, MFA
 00:31:37 Rep. B. Brown
 00:31:58 Leonard Lundby, MFA
 00:34:09 Rep. Flynn
 00:34:49 Rep. Fitzgerald
 00:34:57 Rep. Flynn

00:35:34 Rep. Fitzgerald
00:36:32 Chair White
00:37:08 Rep. Fitzgerald
00:37:45 Chair White
00:38:09 Bob Harrington, DNRC
00:38:57 Chair White
00:39:13 Bob Harrington, DNRC
00:39:29 Rep. Curdy
00:39:51 Bob Harrington, DNRC
00:40:20 Chair White
00:40:59 Leonard Lundby, MFA
00:41:27 Chair White
00:42:45 Rep. B. Brown
00:43:38 Kevin Brawn, MSF
00:44:13 Rep. Court
00:44:42 Kevin Brawn, MSF
00:45:39 Rep. Gunderson
00:45:55 Kevin Brawn, MSF
00:46:29 Rep. Flynn
00:47:06 Bob Harrington, DNRC
00:47:45 Rep. Court
00:48:34 Kevin Brawn, MSF
00:48:54 Rep. Court
00:49:02 Kevin Brawn, MSF

Closing by Sponsor:

00:49:28 Rep. Fitzgerald

00:50:16 Bob Harrington, DNRC
00:50:30 Chair White
00:51:40 Joe Kolman, Legislative Services Division
00:52:09 Chair White
00:52:19 Rep. Z. Brown
00:52:33 Chair White
00:52:58 Joe Kolman, LSD
00:53:30 Rep. Z. Brown

00:54:13 Recess
01:16:36 Reconvene

EXECUTIVE ACTION ON HB 360

01:16:45 **Motion/Vote:** Rep. Manzella moved that **HB 360 DO PASS**. Motion carried unanimously by voice vote.

01:16:50 Rep. Windy Boy joined the meeting

EXECUTIVE ACTION ON HB 368

01:17:45 **Motion:** Rep. Manzella moved that **HB 368 DO PASS.**

Discussion:

01:17:56 Joe Kolman, Legislative Service Division

01:18:23 Rep. Abbott

01:18:46 Joe Kolman, LSD

01:19:02 Chair White

01:19:26 Rep. Court

01:19:48 Rep. Flynn

01:20:46 Rep. Fleming

01:21:23 **Vote:** Motion failed 7-8 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Court, Rep. Curdy, Rep. Fleming, Rep. Flynn and Rep. Windy Boy voting aye.

01:22:30 **Motion/Vote:** Rep. Manzella moved that **HB 368 BE TABLED.** Motion carried 14-1 by voice vote with Rep. White voting no.

EXECUTIVE ACTION ON HB 424

01:23:04 Joe Kolman

01:23:22 Chair White

01:23:39 **Motion:** Rep. Z. Brown moved that **HB 424 DO PASS.**

01:23:56 Rep. Z. Brown

01:24:05 Chair White

01:24:13 **Vote:** Motion failed 6-9 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Court, Rep. Curdy, Rep. Fleming and Rep. Windy Boy voting aye.

01:25:03 **Motion/Vote:** Rep. Manzella moved that **HB 424 BE TABLED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 432

01:25:24 **Motion:** Rep. Manzella moved that **HB 432 DO PASS.**

Discussion:

01:25:30 Joe Kolman, LSD

01:25:50 **Substitute Motion/Vote:** Rep. Z. Brown made a substitute motion that **HB 432 BE TABLED.** Substitute Motion failed 6-9 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Court, Rep. Curdy, Rep. Fleming and Rep. Windy Boy voting aye.

1:28:12 **Vote:** Motion carried 9-6 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Court, Rep. Curdy, Rep. Fleming and Rep. Windy Boy voting no.

EXECUTIVE ACTION ON HB 433

01:28:19 **Motion:** Rep. Manzella moved that **HB 433 DO PASS.**

Discussion:

01:28:26 Joe Kolman
01:28:59 Rep. B. Brown
01:29:19 Rep. Z. Brown
01:30:23 Rep. Abbott
01:30:45 Chair White

01:32:07 **Vote:** Motion carried 8-7 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Court, Rep. Curdy, Rep. Fleming, Rep. White and Rep. Windy Boy voting no.

EXECUTIVE ACTION ON HB 54

01:32:19 **Motion/Vote:** Rep. Z. Brown moved that **HB 54 BE REMOVED FROM TABLE.** Motion carried 10-5 by roll call vote with Rep. Flynn, Rep. Gunderson, Rep. Manzella, Rep. Noland and Rep. Windy Boy voting no.

01:34:15 **Motion:** Rep. Z. Brown moved that **HB 54 DO PASS.**

01:34:25 **Motion:** Rep. Z. Brown moved that **HB 54 BE AMENDED.**
[EXHIBIT\(nah35a02\)](#)

Discussion:

01:34:36 Joe Kolman
01:35:15 Rep. Z. Brown
01:36:12 Rep. Fitzgerald
01:36:26 Rep. Z. Brown
01:36:59 Rep. Fleming
01:37:09 Rep. Z. Brown
01:37:40 Rep. B. Brown
01:38:28 Chair White

01:38:52 **Vote:** Motion carried unanimously by roll call vote.

01:39:48 **Motion:** Rep. Z. Brown moved that **HB 54 DO PASS AS AMENDED.**

Discussion:

01:39:59 Rep. Z. Brown
01:41:29 Rep. Curdy
01:42:30 Chair White

01:42:57 **Vote:** Motion failed 6-9 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Court, Rep. Curdy, Rep. Fleming and Rep. White voting aye.

01:43:54 **Motion/Vote:** Rep. Manzella moved that **HB 54 BE TABLED.** Motion carried 12-3 by roll call vote with Rep. Court, Rep. Curdy and Rep. Windy Boy voting no.

Adjourned 01:49:46

Lexi Goble, Secretary

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Additional Documents:

EXHIBIT([nah35aad.pdf](#))